

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

LA, SRBC – Nandyal unit – Kurnool District – Mittakandala Village-
Pamulapadu Mandal – Kurnool District – Market Value enhanced from
Rs. 45,000/- to Rs. 1,15,000/- per acre – O.P.No. 48/2001 – Enhancement
made by the Court is 155.5% - Final Decretal amounts– sanction orders-
Issued.-

IRRIGATION & C.A.D.(PW-LA.II) DEPARTMENT

G.O.Rt.No: **477**

Dated: 20.07.2010
Read the following:

- 1) From Special Collector, SSP, Kurnool, Rc. A3.105/08, dt:
29.02.2008
- 2) From Special Chief Secretary to Govt., & C.C.L.A., A.P.,
Hyderabad CCLA. Lr. No. SRP4/352/08, dt: 07.04.2010.

O R D E R:

The Special Chief Secretary to Government & CCLA, A.P. Hyderabad and Special Collector, Kurnool in the references 1ST and 2nd read above have submitted final decretal charges proposals for an amount of Rs. 7,08,812/- in O.P.No. 48/2001 of Mittakandala village of Pamulapadu Mandal. The then Special Deputy Collector, L.A.SRBC, Nandyal had acquired the dry lands to an extent of Ac. 27.45 cents in Sy.No. 282/2 etc., of Mittakandala village Pamulapadu Mandal by fixing the Market value @ Rs. 45,000/- per acre for category I through Award No. 32/98-99, dated: 30.03.99 for formation of inlet channel of Alaganur Balancing Reservoir. Aggrieved with the Market Value Awarded by the L.A.O., the awardees have filed petitions U/s 18(1) of L.A. Act with a request to refer the matter to the Civil Court for adjudication. On making references u/s 18 of L.A. Act to the Lower Court, the Senior Civil Judge, Atmakur had delivered Judgments enhancing the market value from Rs. 45,000/- to Rs. 1,15,000/- per acre in O.P.No. 48/2001, dt. 18.10.2006. Aggrieved with the market value enhanced by the Lower Court which is 155.55%, the AGP, Atmakur while giving his opinion dated: 09.07.2007 advised not to go for an appeal. The G.P. for Appeals, A.P., Hyderabad has given his opinion that the findings recorded by the reference Court needs no interference as the Hon'ble High Court fixed the Market Value at Rs. 1,08,000/- in respect of Dry lands in the same village. The G.P. has given his opinion, dated: 11.09.2002 that it is not a fit case to prefer an appeal in the Hon'ble High Court

2. Government, after careful examination of the matter, hereby accord sanction for an amount of Rs. 7,90,893/- (Rupees Seven Lakhs Ninety thousands Eight hundred ninety three only) towards final decretal chages in respect of O.P.No. 48/2001, pertaining to the lands in Sy.No. 282/2, extent of Ac.27.45 cents of Mittakandala Village of Pamulapadu Mandal acquired through an Award No. 32/98-99, dated: 30.3.99 for the purpose of inlet channel of Alaganur Balancing Reservoir, subject to verification whether the reference under Section 18 (1) of the L.A. Act is made to the Lower Court after following all the guidelines/directions on the subject and in case, it is detected that section 18 reference was made contrary to the rules/guidelines issued by the Government/CCLA, Hyderabad, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the CE as to the extent of land acquired. Further the Special Collector, SSP, Kurnool should verify the calculations made by the LAO, once again thoroughly with reference to the decree and instructions issued by the Government/CCLA, Hyderabad on the subject from time to time, before depositing the amount in the Lower Court.

P.T.O.

::2::

3. The Special Collector, SSP, Kurnool is directed to follow the directions issued by the Hon'ble High Court on 30.4.2007 in W.P. No. 2181/2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No. 48/2001, dated:18.10.2006 for avoiding intervention of the middlemen.

4. The amount sanctioned in para (2) on pre-page, shall be debitable to the detailed Head of Account ""4701 COL on Major and Medium Irrigation; 01 Major Irrigation (Commercial); MH 121 SRBC; GH 03 Externally Aided Projects; S.H.(27) Canals and Distributaries; 530 Major Works; 532 Lands (Charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant

5. This order issues with the concurrence of Finance (W&P) Department vide their U.O.No3315/F4(A1)2010-1, Dated: 08.07.2010,

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJIV RANJAN MISHRA,
SECRETARY TO GOVERNMENT

To

The Special Chief Secretary & C.C.L.A. A.P. Hydedrabad

The Special Collector, SSP, Kurnool

The Special Deputy Collector, L.A. SRBC, Nandyal

The Engineer-in-Chief, Hyderabad

The Revenue Divisional Officer, Nandyall

The Superintending Engineer, I & CAD, Kurnool

The Director of Works and Accounts, Hyderabad

The District Treasury Officer, Kurnool

The Joint Director, Works & Accounts, Srisailam, Kurnool

The Pay & Accounts Officer, Kurnool

Copy to

P.S. to Minister (M & MI)

Law Department/Finance (W&P) Department

Secretary (RRM) peshi

C.No. 9832/L.A.II/A2/2010

Stock file/Spare copies

//FORWARDED BY ORDER//

SECTION OFFICER